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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

DILBAR SABITOVA,
 KHASIYAT SABITOVA,

Plaintiffs,

v.

MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 ROBERT S. MUELLER, Director of Federal
 Bureau of Investigation,

Defendants.

No. C 07-3957 JSW

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiffs' request that this Court compel defendants to adjudicate the applications for adjustment of status.

Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to

1 ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program
2 and that they be excused from participating in the ADR phone conference and any further formal
3 ADR process.

4 Dated: October 17, 2007

Respectfully submitted,

5 SCOTT N. SCHOOLS
6 United States Attorney

7 _____
8 /s/
9 EDWARD A. OLSEN
Assistant United States Attorney
Attorneys for Defendants

10 Dated: October 17, 2007

11 _____
12 /s/
JUSTIN WANG
Attorneys for Plaintiffs

13 **ORDER**

14 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR
15 Multi-Option Program and are excused from participating in the ADR phone conference and any
16 further formal ADR process.

17 **SO ORDERED.**

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19 Dated:

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21 JEFFREY S. WHITE
22 United States District Judge
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